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OMAR VILLALBA and JOANNE VILLALBA

File No., 11 CV-1030 (WFK)(RML)

12/13/16

Plaintiffs.

-against-

STIPULATION OF DISCONTINUANCE

NATIONAL RAILROAD PASSENGER CORPORATION D/B/A AMTRAK, AECOM USA, INC.,

Defendants.

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned

Attorneys of record on hehalf of their respective clients/parties, that no party hereto is an infant or incompetent person and no person not a party has an interest in the subject matter of the action, and the above entitled action be and is hereby discontinued with prejudice as to defendants without costs to either party as against the other in light of the Settlement Agreement and Release entered into by and between the parties herein dated December 12, 2016. This Stipulation may be filed without further notice with the Clerk of the Court.

Dated: Long Island City, New York

Constantinidis & Associates, P.C.

Automeys for Plaintiffs

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Third Party Defendant SKANSKA

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WRENCE, WORDEN, RAINIS & BARD

Attorneys for Defendants AECOM USA, INC., 225 Broad Hollow Road Melville, NY 11747 (631) 694-0033

The application is

SO ORDERED >

s/WFK

Dated: (